THE HON'BLE SRI JUSTICE B.PRAKASH RAO

AND

THE HON'BLE DR.JUSTICE G.YETHIRAJULU

WRIT APPEAL NO.1380 OF 2003

DATED : 19.09.2005

Between:

Managing Director, Nizam Sugars Ltd. Basheerbagh, Hyderabad and others

….Appellants

A n d

K.Rama Krishna Rao S/o K.Kondal Rao, R/o Bobbili,

Vijayanagaram District.

…Respondents

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JUDGMENT: (Per Hon'ble Sri Justice B.Prakash Rao)

Heard both sides.

It is represented that this case is squarely covered by the judgment of a Division Bench of this Court in Writ Appeal No.1142 of 2003 and batch dated 25.01.2005. While disposing the appeals, certain directions have been given virtually reiterating the directions as given by the learned single Judge, which are as follows:

> "In the facts and circumstances of the case for the reasons in the foregoing paragraphs, We direct the Director/Commissioner of Sugar Cane/Managing Director of the Nizam Sugars Ltd., to verify the A.C.Rs and assessment records of the writ petitioners for the period of three years preceding 31.12.2002 and issue certificates on or before 28.2.2005. It is made clear that in case there are no adverse remarks as to their work for the period of three years preceding 31.12.2002, We direct the Nizam Sugars Ltd.-appellant to release the benefits accrued to the writ petitioners under the V.R.S scheme on or before 31st March, 2005. It is further made clear that as there is delay in payment of the benefits, such payments will be subject to payment of interest at 6% p.a.
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> The order of the learned single Judge is modified to the extent indicated above and all the appeals are disposed of accordingly."

Following the same, this appeal is also disposed of, in terms of the above judgment.

The Director/Commissioner of Sugar Cane/Managing Director of the Nizam Sugars Ltd., is directed to verify the A.C.Rs and assessment records of the writ petitioner for the period of three years preceding 30.06.2000 and issue certificates

on or before 31.10.2005. It is made clear that in case there are no adverse remarks as to his work for the period of three years preceding 30.06.2000, We direct the Nizam Sugars Ltd.-appellant to release the gratuity accrued to the writ petitioner on or before 30th November, 2005. It is further made clear that as there is delay in payment of the benefits, such payment will be subject to payment of interest at 6% p.a.

The Writ Appeal is disposed of accordingly. No costs.

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B.PRAKASH RAO, J

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Dr. G.YETHIRAJULU, J

19th September 2005

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